IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.39409 of 2008
SACHIDANAND MISHRA, SON OF LATE HARI MOHAN MISHRA, RESIDENT OF VILLAGE-DHAMAURA, P.S.- SATHI, DISTRICT-WEST CHAMPARAN..... ..... PETITIONER.

Versus

THE STATE OF BIHAR..... OPP. PARTY.

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2. 24.11.08. Heard learned counsel for the petitioner and the State.

The petitioner is father-in-law of the informant who is apprehending his arrest in connection with Chanpatia P.S. Case No.69/08 for offence under Section 498 A of the Indian Penal Code.

It is stated that the present F.I.R. has been filed for ulterior purposes as well as to harass the petitioner who worked in the Police Department.

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It is submitted that after five days of the marriage the son of the petitioner fled away and since then they are not bringing her to the matrimonial home on the ground that the informant is not good looking, unsoundness of mind and aged girl and also alleged of demand of Rs. 2,00,000/- (Two lac).

It is submitted on behalf of the petitioner that marriage of the son of the petitioner was solemnized by showing different girl and as such the son the petitioner has filed a matrimonial case for divorce immediately as contained in Annexure-2.

In the said application for divorce, the son of the petitioner has alleged that he was shown a different girl who was not looking whereas in the marriage he found that the girl who was brought for marriage was different which is not shown before the marriage.

Learned counsel for the petitioner submits that allegations have been levelled merely harassed him. The son of the petitioner is a Government employee.

Supplementary affidavit has been filed on behalf of the petitioner.

It is further submitted that main grievance has been levelled against the husband and not against the father-in-law.

Considering the facts and circumstance of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner namely, Sachidanand Mishra shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, West Champaran, in connection with Chanpatia P.S. Case No. 69/08, subject to the conditions as laid down under Sub Section 2 of Section 438 of Code of Criminal Procedure.

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m.p. **(Shailesh Kumar Sinha, J.)**